



TENNESSEE DEMOCRATIC PARTY

RECEIVED
FEDERAL ELECTION
COMMISSION
MAIL ROOM

JAN 21 9 19 AM '97

January 15, 1997

Mr. Andrew Dodson
Senior Reports Analyst
Reports Analysis Division
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear Mr. Dodson:

Your letter dated January 9, 1997, raised several questions about our October Quarterly Report (07/01/96-09/30/96). In order to keep our response orderly, I will address each question in turn below.

-In your letter, you requested information about transfers from our non-federal account for administrative/voter drive that appeared to exceed the permissible amounts indicated by our allocation ratio. In the accompanying spreadsheet, we have detailed the period for each transfer listed on Schedule A, Supporting Line 18 and Schedule H3. You will see that each transfer occurred within the permissible 70 day window allowed by the FEC.

-You believed a contribution listed as T.W.H.B.E.A.-PAC on Schedule A, Supporting Line 11c of our report was not from a political committee registered with the Commission. T.W.H.B.E.A.-PAC stands for "Tennessee Walking Horse Breeders and Exhibitors Association-PAC". Its FEC Identification Number is C00135731. Schedule A, Supporting Line 11c has been amended to disclose the full name of the PAC and the proper address.

-Schedule B, Supporting Line 22 disclosed two transfers to our non-federal account to correct for erroneous deposits. One transfer of \$2000.00 was comprised of two \$1000.00 contributions from Transportation Political Education League. The first was received on January 22, 1996 and disclosed on our April Quarterly report. The second contribution was received on April 10, 1996 and disclosed on our July Quarterly report. Both of these reports have been amended to reflect the transfer-out of funds and are included with this October Quarterly amendment.

The second deposit of \$1000.00 was received from CWA District #3 PAC on March 31, 1995. It was not disclosed on any FEC report. I have enclosed a copy of a letter dated September 23, 1996 that details communication with a representative of CWA District #3

about the transfer-out of funds.

-All expenditures made for media on Schedule H4 were not made on behalf of specifically identified federal candidates. Rather, these expenses were generic voter drive activities.

-Totals listed on Lines 11(c), 21(a)(i), 21(a)(ii), and 31 of Column B of the Detailed Summary Page have been corrected. Subsequent reports have been amended to reflect this correction and are included with this amendment.

We believe this amendment and its subsequent reports to be in order. Please contact our office if you require further information. Thank you for your assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Jennifer Freeman", written in a cursive style.

Jennifer Freeman
Finance Director



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Jeff Clark, Treasurer
Tennessee Democratic Party
1808 West End Avenue #515
Nashville, TN 37203

JAN 9 1997

Identification Number: C00167346

Reference: October Quarterly Report (7/1/96-9/30/96)

Dear Mr. Clark:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

- ✓ Schedule H3 of your report discloses a transfer(s)-in from a non-federal account(s) for administrative/voter drive which appears to exceed the permissible amount(s) indicated by your allocation ratio for administrative/voter drive. Please be advised that transfers for shared activity must not exceed the non-federal share of the joint disbursements and that these transfers must be made within a 70-day time period: no more than 10 days before or 60 days after payment to the vendor. 11 CFR §§106.5(g)(2) and 106.6(e)(2) Please clarify the nature of these transfers-in from the non-federal account.

The Commission recommends that you immediately transfer the total excessive amount received by your federal account back to your non-federal account. Although the Commission may take further legal action concerning this prohibited activity, your prompt action will be taken into consideration.

- C 00175731 ✓ Schedule A of your report (pertinent portion(s) attached) discloses a contribution(s) from an organization(s) which is not a political committee registered with the Commission. In order for your committee to accept contributions from unregistered organizations into accounts used to influence federal elections, your committee should take steps to insure that

TENNESSEE DEMOCRATIC PARTY
PAGE 2

the contributor(s) used permissible funds to make the contribution(s) to avoid violating 2 U.S.C. §§441a(f) and 441b or 11 CFR §102.5(b). Under 11 CFR §102.5(b), organizations which are not political committees under the Act and choose to contribute to federal committees must either: 1) establish a separate account which contains only those funds permitted under the Act, or 2) demonstrate through a reasonable accounting method that the organization has received sufficient funds subject to the limitations and prohibitions in order to make the contribution.

If the contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. In addition, please clarify whether the contribution(s) received from the referenced organization(s) is permissible. To the extent that your committee has received impermissible funds, the Commission recommends that you transfer the impermissible funds to an account not used to influence federal elections or refund the impermissible amount(s) to the donor(s) in accordance with 11 CFR §103.3(b). In order to protect the donor's interests, the Commission recommends that you inform the contributor(s) in writing to provide the donor(s) with the option of receiving a refund or granting written authorization for a transfer to another account.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for the transfer-out or refund. Should you choose to transfer-out or refund the contribution(s), the Commission will presume the funds were impermissible if no statement from your committee provides information to the contrary. Transfers-out and refunds should be disclosed on a Schedule B supporting Line 22 or 28 of the report covering the period during which the transaction was made.

Although the Commission may take further legal action concerning the acceptance of prohibited contributions, prompt action by your committee in transferring-out or refunding the amounts will be taken into consideration.

-Schedule B supporting Line 22 discloses transfers to your non-federal account for "Transfer/Correct Err. Deposit" (pertinent portion attached). Please provide the original date of receipt of the contribution. In addition, you must amend the report covering the period during which the

TENNESSEE DEMOCRATIC PARTY
PAGE 3

contribution was received to disclose the receipt on Schedule A supporting the appropriate line of the Detailed Summary Page. 11 CFR §103.3(b)(1)

✓ Please clarify all expenditures made for Media on Schedule H4. If a portion or all of these expenditures were made on behalf of specifically identified federal candidates, this amount should be disclosed on Schedule B or F supporting Line 23 or 25 and include the amount, name, address and office sought by each candidate. 11 CFR §104.3(b)

-The totals listed on Lines 21(a)(i), 21(a)(ii), 11(c) and 31, Column B of the Detailed Summary Page appear to be incorrect. Please be advised that you should add the "Calendar Year-to-Date" total from your previous report to the current "Total This Period" figure from Column A to derive the correct Column B totals. Please amend your report and any subsequent reports that may be affected by this correction.

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 219-3580.

Sincerely,



Andrew J. Dodson
Senior Reports Analyst
Reports Analysis Division

SCHEDULE A

ITEMIZED RECEIPTS

 Use separate schedule(s)
for each category of the
Detailed Summary Page

 PAGE 1 OF 1
FOR LINE NUMBER
11c

Any information copied from both Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from each committee.

NAME OF COMMITTEE (In Full)

Tennessee Democratic Party

C00167346

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
DRIVE POLITICAL FUND 25 LOUISIANA AVENUE, N.W. WASHINGTON DC 20001	POLITICAL COMMITTEE		
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	07/01/96	
	Aggregate Year-to-Date > \$	5,000.00	5,000.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
CITIZENS FOR JOE KENNEDY P.O. BOX 846 KENDALL SQ. CAMBRIDGE MA 02142	POLITICAL COMMITTEE		
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	07/17/96	
	Aggregate Year-to-Date > \$	500.00	500.00 <i>ADD</i>
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
T.W.H.B.E.A. -PAC P.O. BOX 286 LEWISBURG TN 37091	POLITICAL COMMITTEE		
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	07/17/96	
	Aggregate Year-to-Date > \$	3,000.00	3,000.00
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date > \$		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date > \$		
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date > \$		
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation		
	Aggregate Year-to-Date > \$		

SUBTOTAL of Receipts This Page (optional):

8,500.00

TOTAL This Period (last page this line number only):

8,500.00

SCHEDULE B

ITEMIZED DISBURSEMENTS

 Use separate schedule(s)
for each category of the
Detailed Summary Page

 PAGE 1 OF 1
FOR LINE NUMBER
22

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full)

Tennessee Democratic Party

C00167346

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month day, year)	Amount of Each Disbursement This Period
TENNESSEE DEMO. EXEC. COMM. 1808 WEST END AVENUE, STE. 515 NASHVILLE, TENNESSEE 37203	TRANSFER/REPAY STATE SHARE Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify)	07/02/96	4,055.67
TENNESSEE DEMO. EXEC. COMM. 1808 WEST END AVENUE, STE. 515 NASHVILLE, TENNESSEE 37203	TRANSFER/REPAY STATE SHARE Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify)	07/24/96	2,206.21
TENNESSEE DEMO. EXEC. COMM. 1808 WEST END AVENUE, STE. 515 NASHVILLE, TENNESSEE 37203	TRANSFER/REIMBURSE STATE SHARE Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify)	08/06/96	2,353.46
TENNESSEE DEMO. EXEC. COMM. 1808 WEST END AVENUE, STE. 515 NASHVILLE, TENNESSEE 37203	TRANSFER/CORRECT ERR. DEPOSIT Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify)	08/15/96	2,000.00
TENNESSEE DEMO. EXEC. COMM. 1808 WEST END AVENUE, STE. 515 NASHVILLE, TENNESSEE 37203	TRANSFER/REIMBURSE STATE SHARE Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify)	08/21/96	2,847.46
TENNESSEE DEMO. EXEC. COMM. 1808 WEST END AVENUE, STE. 515 NASHVILLE, TENNESSEE 37203	TRANSFER/REPAY STATE SHARE Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify)	09/15/96	2,875.83
TN DEMOCRATIC VICTORY '96 1808 WEST END AVENUE #600 NASHVILLE, TN 37203	TRANSFER Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify)	09/23/96	2,000.00
TENNESSEE DEMO. EXEC. COMM. 1808 WEST END AVENUE, STE. 515 NASHVILLE, TENNESSEE 37203	TRANSFER/CORRECT ERR. DEPOSIT Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify)	09/24/96	1,000.00
1. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Date (month day, year)	Amount of Each Disbursement This Period

SUBTOTAL of Disbursements This Page (optional)

20,338.63

TOTAL This Period (last page this line number only)

20,338.63

Tennessee Democratic Party C00167348 Transfers from Non-federal Account

<i>Date of Transfer</i>	<i>Amount</i>	<i>Date of Expenditure</i>	<i>Days Following Expenditure</i>
06/28/96	\$2,647.62	May 3-14, 1996	60
07/02/96	\$21,128.64	May 15-31, 1996	48
07/02/96	\$37,610.00	July 2, 1996	0
07/09/96	\$37,620.00	July 8, 1996	1
07/12/96	\$6,879.58	June 1-15, 1996	42
07/24/96	\$7,980.00	July 23, 1996	1
07/31/96	\$19,780.00	July 31, 1996	0
08/01/96	\$5,808.70	June 16-30, 1996	47
08/06/96	\$6,440.00	August 6, 1996	0
08/12/96	\$3,699.07	July 1-15, 1996	43
08/19/96	\$7,717.00	August 19, 1996	0
09/06/96	\$6,871.90	July 16-31, 1996	53
09/06/96	\$8,054.56	August 1-15, 1996	37
09/06/96	\$9,105.35	August 16-31, 1996	23
09/12/96	\$12,347.00	September 11, 1996	1
09/16/96	\$778.00	September 13, 1996	3
09/24/96	\$7,295.20	September 1-15, 1996	24
09/30/96	\$2,334.00	September 30, 1996	0



TENNESSEE DEMOCRATIC PARTY

WILL T. CHEEK
Chairman

September 23, 1996

Ms. Brenda Craven
CWA District #3
Political Education Committee
3516 Covington Highway
Decatur, GA 30032

Dear Ms. Craven:

A contribution was made from CWA to the Tennessee Democratic Party in March of 1995. This contribution was inadvertently deposited into our federal account. Per our telephone conversation today, I will transfer the entire contribution (\$1000) from our federal account to our non-federal account. Thank you for your cooperation and understanding in this matter.

Sincerely,

Jennifer Freeman
Finance Director

002780

.. NationsBank
 10000 NationsBank of Tennessee, N.A.
 NASHVILLE, TN

TENNESSEE DEMOCRATIC PARTY.

GENERAL ACCOUNT

100 WEST END AVENUE, SUITE 513

WASHINGTON TN 37203

PHONE (815) 323-9779

ONLY TO THE
ORDER OF

2017年12月15日

STAY IN THE

TENNESSEE DEMOCRATIC PARTY
ESSEX/DAV/AR/COUNTY

064344

[illegible]

■ 54

DEPOSIT TICKET

CHECKS AND OTHER ITEMS ARE RECEIVED FOR DEPOSIT SUBJECT TO THE TERMS AND CONDITIONS OF THE FINANCIAL INSTITUTIONS DEPOSITORS AGREEMENT.

DATE: 9/26 to 7E

		DOLLARS	CENTS
CURRENCY			
COIN			
CHECKS (LIST SEPARATELY)			
1 <i>DD</i>		<i>1000</i>	<i>00</i>
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31			
TOTAL		<i>1000</i>	<i>00</i>

1400 WEST END AVENUE, SUITE 600
NASHVILLE, TN 37203 PHONE (615) 227-9775

NationsBank
NationsBank of Tennessee, N.A.
NASHVILLE, TN

TRANSFER TO CORRECT ACCOUNT
DEPOSIT OF STATE AND
CHECK
0112443320
1061000020

DEPOSITS MAY NOT BE AVAILABLE FOR IMMEDIATE WITHDRAWAL
EACH ITEM MUST BE PROPERLY ENDORSED

NationsBank



Customer
Receipt

NationsBank of Tennessee, N.A.

Member FDIC

This transaction is governed by and subject to the terms and conditions of the contract with respect to this transaction and file with the bank or applicable Federal Regulations, whichever applies to this transaction.

4344-1001 LEADER NOW 200-0000 4344-1001

Signature

Initials

Account or

Card Number

Circle

Amount

Location

Value

Number

Date

001/0156 5910 0330 092696

012443320

11

1,000.00

Always obtain an official receipt.

Thank You.

*See Reverse Side

Federal Election Commission
ENVELOPE REPLACEMENT PAGE
FOR INCOMING DOCUMENTS

The Commission has added this page to the end of this filing to indicate how it was received.



Hand Delivered

DATE OF RECEIPT

1-21-97



First Class Mail

POSTMARKED



Registered/Certified Mail

POSTMARKED



No Postmark



Postmark Illegible



Received from the House Office of Records
and Registration

DATE OF RECEIPT



Received from the Senate Office of Public
Records

DATE OF RECEIPT



Other (Specify):

POSTMARKED

and/or DATE OF RECEIPT

SP

PREPARED

1-22-97

DATE PREPARED